

Hon. Thomas S. Zilly

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

SNOHOMISH COUNTY, a Washington municipal
corporation,

Plaintiff,

v.

PURDUE PHARMA L.P., a Delaware limited
partnership; PURDUE PHARMA INC., a New York
corporation; THE PURDUE FREDERICK
COMPANY, INC., a New York corporation;
MCKESSON CORPORATION, a Delaware
corporation; DOCTORS OSTEOPATHIC CARE,
P.S., INC., a Washington corporation; DELBERT
WHETSTONE, a Washington individual; SEATTLE
PAIN CENTER MEDICAL CORPORATION d/b/a
SEATTLE PAIN CENTER, a Washington
corporation; FRANK D. LI, a Washington
individual; STATCARE INC. P.S., a Washington
corporation; DONALD DILLINGER, a Washington
individual; THRIFTY PAYLESS INC. d/b/a RITE
AID, a California corporation; NW GREEN
MEDICAL PLLC, a Washington limited liability
company; NW GREEN WELLNESS PLLC, a
Washington limited liability company; SEVAN
PHARMACY, LLC, a Washington limited liability
company; HIEU TUE LE, a Washington individual;
DOE ENTITIES 1 through 100; and JOHN AND
JANE DOES 1 through 100,

Defendants.

CASE NO. 2:19-CV-00368-TSZ

AMENDMENT TO STIPULATED
MOTION AND ORDER TO
EXTEND DEFENDANTS' TIME
TO RESPOND TO COMPLAINT
AND EXTEND PLAINTIFF'S
TIME TO MOVE TO REMAND

AMENDMENT TO STIPULATED MOTION AND ORDER
TO EXTEND DEFENDANTS' TIME TO RESPOND TO
COMPLAINT AND EXTEND PLAINTIFF'S TIME TO
MOVE TO REMAND - 1
CASE NO. 2:19-cv-00368-TSZ

#1234861 v3 / 72285-010

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AMENDMENT TO STIPULATED MOTION

Plaintiff Snohomish County (“Plaintiff”) and Defendants Purdue Pharma L.P., Purdue Pharma, Inc., and The Purdue Frederick Company, Inc. (collectively “Purdue”) hereby amend and supplement the *Stipulated Motion and [Proposed] Order to Extend Defendants’ Time to Respond to Complaint and Extend Plaintiff’s Time to Move to Remand* (Dkt. 11) to affirmatively state that in addition to Plaintiff and Purdue, the relief sought in the Stipulated Motion (Dkt. 11) also is stipulated and consented to by all other parties who have appeared in the action, namely: Defendant McKesson Corporation (“McKesson”), Defendant Sevan Pharmacy LLC (“Sevan”), and Defendants Statcare, Inc., P.S. (“Statcare”), and Donald Dillinger, M.D. (“Dillinger”). Collectively, Purdue, McKesson, Sevan, Statcare, and Dillinger are referenced as the “Defendants”).

Plaintiff and Defendants also stipulate and agree that the relief requested in the Stipulated Motion shall apply to all parties. Specifically, any of the Defendants that have not already responded to the Complaint shall respond to the Complaint within 60 days after this Court rules on any motion to remand that Plaintiff may file or a decision has been made regarding the transfer of this action to the MDL, whichever is later. If any of the Defendants ultimately files a motion to dismiss Plaintiff’s Complaint, then Plaintiff’s time to oppose the motion to dismiss shall be correspondingly extended to 60 days and Defendants’ deadline to reply shall be extended to 30 days. Plaintiff’s deadline to file a “motion to remand the case on the basis of any defect other than lack of subject matter jurisdiction” under 28 U.S.C. § 1447(c) is extended to May 13, 2019.

SO STIPULATED AND CONSENTED.

1 Dated this 19th day of March, 2019.

2 **KARR TUTTLE CAMPBELL**

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17 *Purdue Pharma Inc.; The Purdue Frederick*
18 *Company, Inc.*

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28 AMENDMENT TO STIPULATED MOTION AND ORDER
29 TO EXTEND DEFENDANTS' TIME TO RESPOND TO
30 COMPLAINT AND EXTEND PLAINTIFF'S TIME TO
31 MOVE TO REMAND - 3
32 CASE NO. 2:19-cv-00368-TSZ

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Donald Dillinger, M.D.*

ORDER

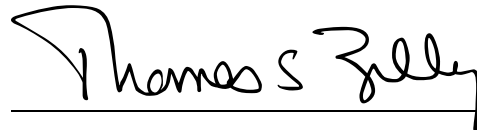
Pursuant to the Stipulation between the parties, any of the Defendants that have not already responded to the Complaint shall respond to the Complaint within 60 days after this Court rules on any motion to remand that Plaintiff may file or a determination has been made regarding the transfer of this action to *In re National Prescription Opiate Litigation*, 17-md-02804 (N.D. Ohio).

If any of the Defendants file a motion to dismiss Plaintiff's Complaint, then Plaintiff's time to oppose the motion to dismiss shall be extended to 60 days and Defendants' deadline to reply extended to 30 days.

Plaintiff's deadline to file a "motion to remand the case on the basis of any defect other than lack of subject matter jurisdiction" under 28 U.S.C. § 1447(c) shall be extended to May 13, 2019.

IT IS SO ORDERED.

DATED this 19th day of March, 2019.



Thomas S. Zilly
United States District Judge